

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

CENTRAL STATES, SOUTHEAST and  
SOUTHWEST AREAS PENSION FUND and  
HEALTH & WELFARE FUND and HOWARD  
MCDOUGALL,

Plaintiffs,

-vs-

BUCK DEAN EXCAVATING, LLC., an Illinois  
limited liability corporation,

Defendant,

and

FIRST FEDERAL SAVINGS BANK OF  
CHAMPAIGN-URBANA

Garnishee-Defendant.

CASE NO. 07 C 7137  
JUDGE KENDALL

**FILED**  
JUN 10 2008

**MICHAEL W. DOBBS**  
CLERK, U.S. DISTRICT COURT

**INTERROGATORIES TO GARNISHEE**

1. When you were served with the summons, did you have in your possession, custody or control any property belonging to the judgment debtor or in which the judgment debtor had an interest?

ANSWER:

Yes

(Yes or No)

2. If your answer is yes, describe the property:

Buck Dean Excavating, LLC owns a checking account  
at First Federal #160000148, with \$534.71. We have held  
the funds in this account.

3. When you were served with the summons, were you otherwise indebted to the judgment debtor, no matter when payable?

ANSWER:

No.

(Yes or No)

4. If your answer is yes, state:

Description: \_\_\_\_\_

Amount: \$ \_\_\_\_\_

Date Due: \_\_\_\_\_

**AFFIDAVIT**

Estela Matthews

on oath states that the answers to the

interrogatories are true.

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**AFFIDAVIT FOR GARNISHMENT (NON-WAGE)**

Edward H. Bogle, on oath states:

1. Judgment was entered on **January 31, 2008**, for judgment creditor(s) Central States, Southeast and Southwest Areas Pension Fund, Central States, Southeast and Southwest Areas Health and Welfare Fund, and Howard McDougall and against judgment debtor Buck Dean Excavating, LLC. for **\$22,479.88** and costs.

2. \$ 3,528.49 has been paid on judgment.

3. There is unpaid on the judgment:

\$18,951.39 principal

\$ -0- cost

\$ 498.55 interest

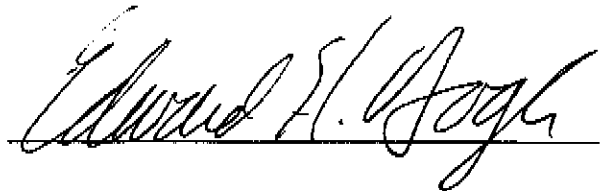
\$19,449.94 TOTAL

4. I believe garnishee **First Federal Savings Bank of Champaign-Urbana** is indebted to the judgment debtor, other than wages, or has in its possession, custody or control property belonging to judgment debtor or in which the judgment debtor has an interest.

5. I request that summons issue directed to garnishee.

**I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.**

EXECUTED ON: May 29, 2008



NAME: Edward H. Bogle  
ATTORNEY FOR: Central States Funds, et al.  
ADDRESS: 9377 West Higgins Road  
CITY: Rosemont, Illinois 60018-4938  
TELEPHONE: 847-518-9800, Ext.3469

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and HEALTH & WELFARE FUND and  
HOWARD McDOUGALL,

Plaintiffs

-vs-

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Defendant

and

FIRST FEDERAL SAVINGS BANK  
OF CHAMPAIGN-URBANA  
Garnishee-Defendant.

Case No. 07 C 7137  
Judge Kendall

**GARNISHMENT SUMMONS (NON-WAGE)**

To the Garnishee:

YOU ARE SUMMONED and required to file answers to the judgment creditor's interrogatories, in the office of the Clerk of this Court located in U.S. Courthouse, 219 South Dearborn Street, Chicago, Illinois 60604, on or before **\*\*June 27, 2008**. However, if this summons is served on you less than 10 days before that date, you must file answers to the interrogatories on or before 14 days after that date. IF YOU FAIL TO DO SO, A CONDITIONAL JUDGMENT BY DEFAULT MAY BE TAKEN AGAINST YOU FOR THE AMOUNT OF THE JUDGMENT UNPAID.

To the Officer:

This summons must be returned by the officer or other persons to whom it was given for service, with endorsement of service and fees, if any, immediately after service. If service cannot be made, this summons shall be returned so endorsed. This summons may not be served later than the above date.

MICHAEL W. DOBBINS

Clerk of the Court

Date: MAY 29 2008

Yvette Montonez

Deputy Clerk

(Seal of Court)

NOTE: This summons is issued pursuant to Rule 69A of the Federal Rules of Civil Procedure.

\*\* 21-30 days after date of issuance of this summons.

AO 440 (Rev. 10/93) Summons in a Civil Action

**RETURN OF SERVICE**

Service of the Summons and Complaint was made by me <sup>1</sup>	DATE
NAME OF SERVER (PRINT)	TITLE

Check one box below to indicate appropriate method of service

- ☐ Served personally upon the defendant. Place where served: \_\_\_\_\_
- ☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.  
Name of person with whom the summons and complaint were left: \_\_\_\_\_
- ☐ Returned unexecuted: \_\_\_\_\_
- ☐ Other (specify): \_\_\_\_\_

**STATEMENT OF SERVICE FEES**

TRAVEL	SERVICES	TOTAL
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**DECLARATION OF SERVER**

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on 6/5/08 M.R. New 52400  
Date Signature of Server

2045 MAIN, IRVING  
Address of Server

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.